

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

Minute Entry

Hearing Information:

Debtor: HERIBERTO DIAZ AVILA
Case Number: 10-07208-ESL13
Date / Time / Room: 10/6/2010 2:00 PM esclrt2
Bankruptcy Judge: ENRIQUE S. LAMOUTTE
Courtroom Clerk: MILLY GRACIA
Reporter / ECR: JOSE ROMO

Chapter: 13

Matter:

CONFIRMATION HEARING PLAN DATED 8/9/2010 DK 10

Appearances:

JOSE RAMON CARRION MORALES ✓
JOSE M PRIETO CARBALLO ✓

#12 ASUMT's objection
Debtors propose to be
current

Proceedings:

ORDER:

___ (Amended) dated ___ [Docket no. ___] ___ CONFIRMED ___ NOT CONFIRMED ___ LBR 3015

___ Movant's application to withdraw motion is hereby granted. Re: Docket No. ___

___ Upon debtor[s]' failure to: ___ to appear at the 341 meeting of creditors, ___ make current payments to the Chapter 13 trustee, ___ appear at the hearing on confirmation, it is now ordered that the instant petition be and it is hereby dismissed.

The trustee is awarded \$100.00 costs, ___ balance up to balance of fee to debtor[s]' attorney.

___ Debtor[s]' request for conversion to Chapter 7 is hereby granted. ___ The \$25.00 conversion fee shall be paid to the Clerk from the funds held by the Chapter 13 trustee. The Chapter 13 trustee is awarded \$100.00 costs.


___ Debtor[s]' request for dismissal is hereby granted. The Chapter 13 trustee is awarded \$100.00 costs.

___ There being no opposition, debtor[s]' request to set aside dismissal order [Docket # ___] is hereby granted.

___ The parties are granted ___ days to file a settlement agreement.

☒ Hearing on Confirmation/Contested Matter is continued to: 12.01.2010 at 2:00 P.M.

___ Attorney's Fees: \$3,000.00; Other: _____

if needed

/s/ Enrique S. Lamoutte
U.S. Bankruptcy Judge

Debtors to meet with ASUMT's
representative to clarify
amounts owed. If
current, plan may
be confirmed.

OK - Cal.